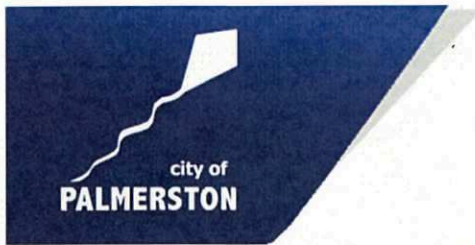




# MINUTES

## 2nd Ordinary Council Meeting Tuesday 21 February 2023

The Ordinary Meeting of the City of Palmerston held in the Council Chambers, Civic Plaza, 1 Chung Wah Terrace, Palmerston, NT 0830



city of  
**PALMERSTON**

*A Place for People*

## COUNCIL MINUTES

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Minutes of Council Meeting  
held in Council Chambers  
Civic Plaza, 1 Chung Wah Terrace, Palmerston  
on Tuesday 21 February 2023 at 5:30pm.

### PRESENT

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#### ELECTED MEMBERS

Mayor Athina Pascoe-Bell (Chair)  
Deputy Mayor Lucy Morrison (*Via Audiovisual*)  
Councillor Danielle Eveleigh  
Councillor Mark Fraser  
Councillor Sarah Henderson  
Councillor Amber Garden  
Councillor Ben Giesecke  
Councillor Damian Hale (*Via Audiovisual*)

#### STAFF

Chief Executive Officer, Luccio Cercarelli  
General Manager Community and Culture, Anna Ingram  
General Manager Infrastructure, Nadine Nilon  
Director of Finance and Governance, Wati Kerta  
Minute Secretary, Jodi Holden  
Executive Assistant to CEO, Kate Roberts

#### GALLERY

4 members of staff

Initials: 

## 1 ACKNOWLEDGEMENT OF COUNTRY

*City of Palmerston acknowledges the Larrakia people as the Traditional Custodians of the Palmerston region. We pay our respects to the Elders past, present and future leaders and extend that respect to all Aboriginal and Torres Strait Islander people.*

## 2 OPENING OF MEETING

The Chair declared the meeting open at 5.31pm.

## 3 APOLOGIES AND LEAVE OF ABSENCE

### 3.1 Apologies

Nil

### 3.2 Leave of Absence Previously Granted

Nil

### 3.3 Leave of Absence Request

Nil

## 4 REQUEST FOR AUDIO/AUDIOVISUAL CONFERENCING

Moved: Councillor Garden

Seconded: Councillor Fraser

1. THAT Council notes that Deputy Mayor Morrison is attending via Audio/Audiovisual Conferencing who will be physically prevented from attending due to ill health and approval has been granted by the Chief Executive Officer in accordance with the City of Palmerston Audio/Audiovisual Conferencing policy.

2. THAT Council notes that Councillor Hale is attending via Audio/Audiovisual Conferencing due to being a greater distance than 100km from the appointed place of meeting.

3. THAT Council approve the request for Audio/Audiovisual Conferencing received from Deputy Mayor Morrison for the period 4 to 27 March 2023 who will be physically prevented from attending a meeting due to being a greater distance than 100km from the appointed place of meeting.

CARRIED 10/700 - 21/02/2023

## 5 DECLARATION OF INTEREST

### 5.1 Elected Members

Moved: Councillor Eveleigh

Seconded: Councillor Giesecke

Initials: 

1. THAT the Declaration of Interest received from Mayor Pascoe-Bell for Item 13.1.4 be received and noted.

2. THAT the Declaration of Interest received from Councillor Eveleigh for Item 13.1.4 be received and noted.

CARRIED 10/701 – 21/02/2023

5.2 Staff

Nil

## 6 CONFIRMATION OF MINUTES

6.1 Confirmation of Minutes

Moved: Councillor Garden

Seconded: Councillor Fraser

THAT the Minutes of the Council Meeting held on 7 February 2023 pages 10936 to 10947 be confirmed.

CARRIED 10/702 – 21/02/2023

6.2 Business Arising from Previous Meeting

Nil

## 7 MAYORAL REPORT

Nil

## 8 DEPUTATIONS AND PRESENTATIONS

Nil

## 9 PUBLIC QUESTION TIME (WRITTEN SUBMISSIONS)

Nil

## 10 CONFIDENTIAL ITEMS

10.1 Moving Confidential Items into Open

Nil

10.2 Moving Open Items into Confidential

Nil

Initials: 

10.3 Confidential Items

Moved: Councillor Henderson  
Seconded: Councillor Giesecke

THAT pursuant to Section 99(2) and 293(1) of the *Local Government Act 2019* and section 51(1) of the *Local Government (General) Regulations 2021* the meeting be closed to the public to consider the following confidential items:

Item	Confidential Category	Confidential Clause
25.1.1	Legal Advice	<p>This item is considered 'Confidential' pursuant to section 99(2) and 293(1) of the <i>Local Government Act 2019</i> and section 51(1)(c)(iv) of the <i>Local Government (General) Regulations 2021</i>, which states a council may close to the public only so much of its meeting as comprises the receipt or discussion of, or a motion or both relating to, information that would, if publicly disclosed, be likely to prejudice the interests of the council or some other person.</p> <p>This item is considered 'Confidential' pursuant to section 99(2) and 293(1) of the <i>Local Government Act 2019</i> and section 51(1)(d) of the <i>Local Government (General) Regulations 2021</i>, which states a council may close to the public only so much of its meeting as comprises the receipt or discussion of, or a motion or both relating to, information subject to an obligation of confidentiality at law, or in equity</p>

CARRIED 10/703- 21/02/2023

11 PETITIONS

Nil

12 NOTICES OF MOTION

Nil

13 OFFICER REPORTS

13.1 Action Reports

13.1.1 Three-Year Review of the Liquor Act 2019 Submission

Moved: Councillor Eveleigh  
Seconded: Deputy Mayor Morrison

1. THAT Report entitled Three-Year Review of the Liquor Act 2019 Submission be received and noted.

CARRIED 10/704 - 21/02/2023

Initials: 

Moved: Councillor Eveleigh  
Seconded: Councillor Garden

2. THAT Council endorse the proposed draft submission document being **Attachment 13.1.1.2** to report entitled Three-Year Review of the Liquor Act 2019 Submission and approves the submission of a final version of the document to the Northern Territory Government's, Alcohol Policy Coordination Unit, with the following amendments
  - Strengthen Councils objection in particular to the transfer of powers to the Council
  - Request Government consider buy back of alcohol licences
  - Amendment to legislation to prevent walk up purchases in drive throughs

CARRIED 10/705 - 21/02/2023

### 13.1.2 Policy Review - Related Party Disclosure

Moved: Councillor Henderson  
Seconded: Councillor Giesecke

1. THAT Report entitled Policy Review - Related Party Disclosure be received and noted.
2. THAT Council Policy *Related Party Disclosure* as per **Attachment 13.1.2.3** of Report entitled Policy Review - Related Party Disclosure be adopted which includes the minor administrative changes that the Chief Executive Officer is authorised to approve.

CARRIED 10/706 - 21/02/2023

### 13.1.3 Policy Review - Security Payments

Moved: Councillor Henderson  
Seconded: Deputy Mayor Morrison

1. THAT Report entitled Policy Review - Security Payments be received and noted.
2. THAT Council Policy *Security Payments* as per **Attachment 13.1.3.3** of Report entitled Policy Review - Security Payments be adopted which includes the minor administrative changes that the Chief Executive Officer is authorised to approve.

CARRIED 10/707 - 21/02/2023

*Mayor Pascoe-Bell and Councillor Eveleigh declared a conflict of interest and left the meeting at 5.57pm.*

*In the physical absence of the Deputy Mayor who was attending via Audio/Audiovisual conferencing, Councillor Garden took the Chair.*

### 13.1.4 Community Benefit Scheme - Palmerston Magpies Football Club Sponsorship

Moved: Councillor Hale  
Seconded: Councillor Henderson

1. THAT Report entitled Community Benefit Scheme - Palmerston Magpies Football Club Sponsorship be received and noted.

Initials: 

2. THAT Council advises Palmerston Magpies Football Club that it does not support the Platinum Sponsorship request of \$20,000 per year, however, will become a Gold Level Sponsor being \$10,000 for three years 2023, 2024 and 2025, being **Attachment 13.1.4.1** to report entitled Community Benefit Scheme - Palmerston Magpies Football Club Sponsorship, to be funded from the Community Benefit Scheme.

CARRIED 10/708 – 21/02/2023

*Mayor Pascoe-Bell and Councillor Eveleigh returned to the meeting at 6.00pm.*

*Mayor Pascoe-Bell resumed place of the Chair.*

## 13.2 Receive and Note Reports

### 13.2.1 Community Benefit Scheme Update - January 2023

Moved: Councillor Eveleigh  
Seconded: Councillor Garden

THAT Report entitled Community Benefit Scheme Update - January 2023 be received and noted.

CARRIED 10/709 – 21/02/2023

### 13.2.2 Major Capital Projects February 2023 Update

Moved: Councillor Garden  
Seconded: Councillor Eveleigh

THAT Report entitled Major Capital Projects February 2023 Update be received and noted.

CARRIED 10/710 – 21/02/2023

### 13.2.3 Finance Report for the Month of January 2023

Moved: Councillor Eveleigh  
Seconded: Councillor Henderson

THAT Report entitled Finance Report for the Month of January 2023 be received and noted.

CARRIED 10/711 – 21/02/2023

### 13.2.4 Update to City of Palmerston's Community Environmental Initiatives

Moved: Councillor Eveleigh  
Seconded: Councillor Henderson

THAT Report entitled Update to City of Palmerston's Community Environmental Initiatives be received and noted.

CARRIED 10/712 – 21/02/2023

13.2.5 Determination of Allowances for Members' of Local Councils

Moved: Councillor Fraser  
Seconded: Councillor Garden

1. THAT Report entitled Determination of Allowances for Members' of Local Councils be received and noted.
2. THAT Council write to Remuneration Tribunal providing feedback on their Determination of Allowances for Members' of Local Councils

CARRIED 10/713 – 21/02/2023

14 INFORMATION AND CORRESPONDENCE

14.1 Information

Nil

14.2 Correspondence

**14.2.1 Guideline 7 - Procedural Fairness in Deciding Code of Conduct Complaints**

Moved: Councillor Henderson  
Seconded: Deputy Mayor Morrison

THAT correspondence dated 8 December 2022 entitled Guideline 7 - Procedural Fairness in Deciding Code of Conduct Complaints be received and noted.

CARRIED 10/714 – 21/02/2023

15 REPORT OF DELEGATES

Nil

16 QUESTIONS BY MEMBERS

Nil

17 GENERAL BUSINESS

Nil

18 NEXT ORDINARY COUNCIL MEETING

Moved: Councillor Fraser  
Seconded: Councillor Garden

THAT the next Ordinary Meeting of Council be held on Tuesday, 7 March 2023 at 5:30pm in the Council Chambers, Civic Plaza, 1 Chung Wah Terrace, Palmerston.

CARRIED 10/715 – 21/02/2023

Initials: 



19 CLOSURE OF MEETING TO PUBLIC

Moved: Councillor Fraser  
Seconded: Councillor Eveleigh

THAT pursuant to section 99(2) and 293(1) of the Local Government Act 2019 and section 51(1)(a) of the Local Government (General) Regulations 2021 the meeting be closed to the public to consider the Confidential items of the Agenda.

CARRIED 10/716 - 21/02/2023

20 ADJOURNMENT OF MEETING AND MEDIA LIAISON

Nil

The open section of the meeting closed at 6.25pm for the discussion of confidential matters.

The closed section of the meeting reopened at 6.25pm.

The Chair declared the meeting closed at 7.23pm.



Chair

*Mayor Pascoe-Bell*

Print Name

*7 March 2023*

Date